Amendments to the Claims:

The claims below will replace all prior versions of the claims in the application:

Listing of Claims:

1. (currently amended) A method for setting an image capture device to one of a plurality of available operational modes for said image capture device, said method comprising:

~~determining~~ using an accelerometer with an inertial element mechanically coupled to and suspended by a cantilever, wherein the cantilever is coupled to spaced apart electrostatic plates, and indicating a distance between the electrostatic plates when the inertial element causes the cantilever to deform for determining an angle of pitch orientation of said image capture device and for generating a signal related to the angle of pitch orientation based on the distance between the electrostatic plates;

setting said image capture device to said one of said plurality of operational modes if said angle of pitch orientation is within a predetermined angle range associated with said one of said plurality of operational modes;

presenting on a display one of an image from memory and an image currently captured by said image capture device if said angle of pitch orientation is within the predetermined angle range; and

ceasing to present images on the display in response to the signal ~~indicative of said pitch angle~~ related to the angle of pitch orientation and in response to input received from user input control. [[; and]]

~~indicating a distance between electrostatic plates of the image capture device when an inertial element causes a cantilever to deform.~~

2. (original) The method of claim 1 wherein said plurality of operational modes comprises an image capture mode and an image review mode.

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3. (original) The method of claim 2 further comprising:

setting said image capture device to operate within said image capture mode when said angle of pitch orientation is not within said predetermined range.

4. (original) The method of claim 2 further comprising:

displaying a real-time image captured by said image capture device on a display when said image capture device is set to operate according to said image capture mode.

5. (original) The method of claim 2 further comprising:

setting said image capture device to said image review mode when said angle of pitch orientation is not within said predetermined range.

6. (original) The method of claim 5 further comprising:

displaying an image stored in memory on a display when said image capture device is set to operate according to said image review mode.

7. (original) The method of claim 1 wherein said determining includes determining a value associated with a signal from a micro-electro-mechanical system (MEMs) sensor.

8. (original) The method of claim 7 wherein said MEMs sensor includes at least one accelerometer to generate said signal.

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9. (currently amended) An imaging device, comprising:

an image capturing component for creating a digital image from a received optical image;

a display for displaying an image;

a memory for storing a plurality of digital images;

an accelerometer with an inertial element mechanically coupled to and suspended by a cantilever, wherein the cantilever is coupled to spaced apart electrostatic plates configured to indicate a distance between the electrostatic plates when an inertial element causes the cantilever to deform;

a pitch orientation sensor configured to use the distance of the accelerometer for generating a signal related to a pitch angle of said imaging device;

user interface control logic for presenting, on said display, one of an image from the memory and an image currently captured by said image capturing component in response to a signal from said pitch orientation sensor; and

a user input control, wherein said user interface logic ceases to control said display in response to said signal indicative of said pitch angle and in response to input received from said a user input control, wherein said signal is indicative of a distance between electrostatic plates when an inertial element causes a cantilever to deform.

10. (original) The imaging device of claim 9 wherein said user interface control logic determines whether said signal indicative of said pitch angle is within a predetermined range.

11. (original) The imaging device of claim 10 wherein said user interface control logic presents, on said display, an image from memory when said signal indicative of said pitch angle is within a predetermined range.

12. (canceled).

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13. (original) The imaging device of claim 9 wherein said pitch orientation sensor is a micro-electro-mechanical system (MEMs) sensor.

14. (original) The imaging device of claim 13 wherein said MEMs sensor includes at least one accelerometer to generate said signal indicative of said pitch angle.

15. (currently amended) An imaging system, comprising:

means for capturing an image;

means for displaying an image;

means for storing images;

accelerometer means having an inertial element mechanically coupled to and suspended by a cantilever, wherein the cantilever is coupled to spaced apart electrostatic plates;

means for indicating a distance between the electrostatic plates when the inertial element causes the cantilever to deform;

sensor means configured to use the distance between the electrostatic plates of the accelerometer means for determining an angle of pitch orientation of said system and for generating a signal related to the angle of pitch orientation;

control means for causing said means for displaying to display an image from said means for storing when said angle of pitch orientation is within a predetermined angle range; and

means for ceasing to control the display in response to the signal indicative of said pitch angle related to the angle of pitch orientation and in response to input received from user input control. [[; and]]

means for indicating a distance between electrostatic plates of the image capture device when an inertial element causes a cantilever to deform.

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16. (original) The imaging system of claim 15 wherein said control means further causes said means for displaying to display an image currently captured by said means for capturing when said angle of pitch orientation is not within said predetermined angle range.

17. (original) The imaging system of claim 15 further comprising:

an input means for receiving user input, wherein said control means ceases to operate in response to predefined input from said input means.

18. (original) The imaging system of claim 15 wherein said sensor means determines a value associated with a signal from a micro-electro-mechanical system (MEMs) sensor.

19. (original) The imaging system of claim 18 wherein said MEMs sensor includes at least one accelerometer to generate said signal.

20. (canceled).

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